IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL REVISION APPLICATION NO.153 OF 2006

Sou Sareeta Mangal M. Gaikwad .. Applicant

versus

Mahadeo Vithoba Gaikwad .. Respondent

...

Mr. I.M. Khairdi for applicant

None present for respondent.

CORAM : D.G. KARNIK, J

DATED :26th September 2006.

P.C:-

1. Heard learned counsel for the applicant. None present for the respondent.

2. This application has been filed under Section-24 of Code of Civil Procedure for transfer of the matrimonial proceedings pending in the court of Civil Judge, Senior Division, Pandharpur to Civil Judge, Senior Division, Solapur.

3. By an order dated-29th August, 2006 this court directed issuance of notice to the respondent. Applicant has filed affidavit of service dated 25th Septmeber, 2006 sworn in by Mr Pramod Gurav, clerk of the applicant's advocate. Despite service the respondent has not filed an appearance. In the circumstances, averments made in the application are deemed to be admitted.

4. The applicant is a wife and resides at Shahabad, District Gulbarga, State of Karnataka. She has stated that it is difficult to travel for Pandharpur as there is no direct train service from Shahabad to Pandharpur. Petitioner's counsel states that the petitioner is willing to travel from Shahabad to Solapur. Considering the convenience of the petitioner, who is the wife, I consider it appropriate to allow the application.

5. Accordingly application is allowed. Marriage Petition No.34 of 2005 pending in the court of Civil Judge, Senior Division Pandharpur is withdrawn from his file and is transferred to the file of Civil Judge, Senior Division, Solapur for its disposal in accordance with the law.

(D.G. KARNIK, J.)